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10 Attorneys for Defendant and Counterclaimant  
Sun Microsystems, Inc.

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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15 NETWORK APPLIANCE, INC.,

CASE NO. 3:07-CV-06053 EDL

16 Plaintiff-Counterdefendant

[PROPOSED] ORDER GRANTING SUN  
MICROSYSTEMS, INC.'S REQUEST FOR  
AN EXTENSION TO RESPOND TO  
NETAPP'S MOTION FOR LEAVE TO FILE  
A MOTION FOR RECONSIDERATION

17 v.

18 SUN MICROSYSTEMS, INC.,

Judge: Hon. Elizabeth D. Laporte

19 Defendant-Counterclaimant

20 Having considered Sun Microsystems, Inc.'s ("Sun") request for an extension to respond  
21 to NetApp's request for leave to file a motion for reconsideration, it is hereby ordered that Sun  
22 may file its response to NetApp's request for leave to file a motion for reconsideration, not to  
23 exceed ten pages, no later than Tuesday, October 14, 2008 at 12:00 p.m.

24 **IT IS SO ORDERED.**

25 Dated: October 7, 2008.

*Elizabeth D. Laporte*

26  
27 HON. ELIZABETH D. LAPORTE  
28 UNITED STATES MAGISTRATE JUDGE